

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte: PARMINAL VADHAR, SEAN BRADY, MICHAEL ROSINSKI, JEFF WOMACK and JOSEPH OWENSBY

Application No. 10/051,584

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received electronically at the Board of Patent Appeals and Interferences on May 01, 2007. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing is identified below.

INFORMATION DISCLOSURE STATEMENT

An Information Disclosure Statement (IDS) was filed on January 16, 2003. A review of the Image File Wrapper reveals that the examiner has not considered the IDS. Although a PTO-1449 form or PTO/SB/08A and 08B forms were not filed along with this IDS statement, the Examiner did not notify the Applicant whether the IDS was considered or not.

CONCLUSION

Accordingly, it is

ORDERED that the application is returned to the Examiner:

- 1) to notify Applicant of the IDS consideration and written notification to the applicant of such consideration; and
- 2) for further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: *Patrick J. Nolan*
PATRICK J. NOLAN
Deputy Chief Appeals Administrator
(571) 272-9797

PJN/jgr

MARK B. QUATT
CRYOVAC, INC.
P O BOX 464
DUNCAN SC 29934